

**PLAINTIFF’S REPLY IN SUPPORT OF MOTION TO PARTIALLY
STRIKE THE TESTIMONY OF DEFENDANT JOEL BABB’S
EXPERT GARY D. HASTON**

EXHIBIT G

Gamboa Deposition, Vol. 1

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

ALEK SCHOTT,)
PLAINTIFF,)

VS.)

JOEL BABB, IN HIS)

INDIVIDUAL AND OFFICIAL) CIVIL ACTION NO.

CAPACITY; MARTIN A.) 5:23-CV-00706-OLG-RBF

MOLINA III, IN HIS)

INDIVIDUAL AND OFFICIAL)

CAPACITY; JAVIER SALAZAR,)

IN HIS INDIVIDUAL AND)

OFFICIAL CAPACITY; AND)

BEXAR COUNTY, TEXAS,)

DEFENDANTS.)

ORAL DEPOSITION OF
SERGEANT PETER GAMBOA
July 23, 2024

ORAL DEPOSITION of SERGEANT PETER GAMBOA,
produced as a witness at the instance of the Plaintiff,
and duly sworn, was taken in the above-styled and
numbered cause on the 23rd day of July, 2024, from
9:29 a.m. to 4:46 p.m., before Anica Diaz, CSR, RPR,
CRR, in and for the State of Texas, reported by machine
shorthand, at the Law Offices of Charles S. Frigerio,
111 Soledad Street, Suite 465, San Antonio, Texas,
pursuant to the Federal Rules of Civil Procedure and the
provisions stated on the record or attached.

A P P E A R A N C E S

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ALSO PRESENT:

Mr. Hector Saenz

1 Q. Okay. But you were aware that criminal
2 interdiction deputies placed drivers in the front seat
3 of their vehicles; is that right?

4 A. Yes, ma'am. Yes, ma'am.

5 Q. And you never told them that they should not do
6 that; is that correct?

7 A. Correct. Correct.

8 Q. And at the time that you were the sergeant over
9 the criminal interdiction unit, you didn't conduct
10 traffic stops as part of your daily duties; is that
11 right?

12 A. Correct.

13 Q. Okay. I think you can put that away.

14 A. Okay.

15 Q. I just have one more topic to just ask you
16 about.

17 A. Sure.

18 Q. Have you ever heard of the Laredo Fusion
19 Center?

20 A. I have not.

21 Q. And have you ever heard or know -- do you know
22 an law enforcement officer named Kiki, that goes by the
23 name of Kiki?

24 A. No.

25 Q. So you wouldn't know if there was a law

1 enforcement officer named Kiki?

2 A. (Witness shakes head.)

3 Q. Okay.

4 MR. FRIGERIO: That's a no?

5 A. No. Sorry.

6 Q. (By Ms. Hebert) No, that's okay. I forget
7 sometimes too.

8 And to your knowledge, the sheriff's office
9 has worked with a fusion center in El Paso; is that
10 right?

11 A. Correct.

12 Q. Are there any other fusion centers in the
13 Valley area that the Bexar County Sheriff's Office has
14 worked with?

15 A. Not that I know of.

16 MS. HEBERT: Okay. Any other questions?
17 Okay. We don't have any other questions at this time.
18 But I am going to raise some production issues. We're
19 here on --

20 MR. FRIGERIO: We can do that. I might
21 have some questions for him.

22 MS. HEBERT: For --

23 MR. FRIGERIO: For Sergeant.

24 MS. HEBERT: Sure. But I'm still going to
25 raise these production issues now and then we can pass

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CAPACITY; MARTIN A.

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CAPACITY; JAVIER SALAZAR,
IN HIS INDIVIDUAL AND
OFFICIAL CAPACITY; AND
BEXAR COUNTY, TEXAS,

DEFENDANTS.

CIVIL ACTION

NO.

5:23-CV-00706-OLG-RBF

REPORTER'S CERTIFICATION
DEPOSITION OF SERGEANT PETER GAMBOA
July 23, 2024

I, Anica Diaz, Certified Shorthand Reporter in
and for the State of Texas, hereby certify to the
following:

That the witness, SERGEANT PETER GAMBOA, was
duly sworn by the officer and that the transcript of the
oral deposition is a true record of the testimony given
by the witness;

I further certify that pursuant to FRCP Rule
30(f)(1) that the signature of the deponent:
___X___ was requested by the deponent or a party
before the completion of the deposition and that the
signature is to be before any notary public and returned
within 30 days from date of receipt of the transcript.
If returned, the attached Changes and Signature Page
contains any changes and the reasons therefor;

_____ was not requested by the deponent or a party
before the completion of the deposition.

1 I further certify that I am neither counsel
2 for, related to, nor employed by any of the parties or
3 attorney in the action in which this proceeding was
4 taken, and further that I am not financially or
5 otherwise interested in the outcome of the action.

6 Certified to by me this 9th day of
7 August, 2024.

8 

9 Anica Diaz, Texas CSR(8021), RPR, CRR

10 Expiration Date: 08-31-24

11 Veritext Legal Solutions

12 Firm Registration No. 571

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